

## **REMARKS/ARGUMENTS**

Claims 1-6, 8-27 and 29-42 are pending in the present application. Claims 1, 3, 8, 17, 20-22, 24, 29, 38, 41 and 42 have been amended, and Claims 7 and 28 have been cancelled, herewith. Reconsideration of the claims is respectfully requested.

### **I. 35 U.S.C. § 101**

Claims 41-42 stand rejected under 35 U.S.C. § 101 as being directed towards non-statutory subject matter. This rejection is respectfully traversed.

Applicants have amended such claims to recite storage media, in accordance with the Specification description at page 24, lines 20 – 31.

Therefore, the rejection of Claims 41-42 under 35 U.S.C. § 101 has been overcome.

### **II. 35 U.S.C. § 112, Second Paragraph**

Claims 3 and 24 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter, which applicants regard as the invention. This rejection is respectfully traversed.

Applicants have amended Claims 3 and 24 in accordance with the Examiner's concerns regarding 'media'.

Therefore the rejection of Claims 3 and 24 under 35 U.S.C. § 112, second paragraph has been overcome.

### **III. 35 U.S.C. § 103, Obviousness**

Claims 1-6, 9-27 and 30-42 stand rejected under 35 U.S.C. § 103 as being unpatentable over U.S. Patent No. 6,012,086 (Lowell) and International Publication Number WO 01/50226 A2 (Braun et al.), herein referred to as Braun. This rejection is respectfully traversed.

Applicants have amended all independent claims to include the features of allowable Claims 7 and 28, and thus all independent claims are allowable for similar reasons to those regarding allowable Claims 7 and 28.

Therefore, the rejection of Claims 1-6, 9-27 and 30-42 under 35 U.S.C. § 103 has been overcome.

### **IV. Objection to Claims**

Claims 7, 8, 28 and 29 were objected to, but indicated as being allowable if rewritten in independent form. As described above, all independent claims have been amended to include the features

of allowable Claims 7 and 28, and thus all independent claims are allowable for similar reasons to those regarding allowable Claims 7 and 28.

**V. Conclusion**

It is respectfully urged that the subject application is patentable over the cited references and is now in condition for allowance. The Examiner is invited to call the undersigned at the below-listed telephone number if in the opinion of the Examiner such a telephone conference would expedite or aid the prosecution and examination of this application.

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Respectfully submitted,

/Wayne P. Bailey/

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